Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014

Message Text

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PAGE 01 MONTRE 00384 232109Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 L-03 IO-14 /038 W
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TO SECSTATE WASHDC 085

UNCLAS MONTREAL 0384

FROM USREP ICAO

E.O. 11652: NA
TAGS: PORG, EAIR, ICAO
SUBJECT: ICAO:INTERIM REPORT OF LEGAL COMMITTEE/23 SESSION

REF: STATE 44780

1. ON FEBRUARY 22 LEGAL CTE ADOPTED FOLLOWING TEXT FOR AMENDMENT TO THE CHICAGO CONVENTION:
QUOTE: ARTICLE 83 BIS, TRANSFER OF CERTAIN FUNCTIONS AND DUTIES.
(A) NOTWITHSTANDING THE PROVISIONS OF ARTICLES 12, 30, 31 AND 32(A), WHEN AN AIRCRAFT REGISTERED IN A CONTRACTING STATE IS OPERATED PURSUANT TO AN AGREEMENT FOR THE LEASE, CHARTER OR INTERCHANGE OF THE AIRCRAFT OR ANY SIMILAR ARRANGEMENT BY AN OPERATOR WHO HAS HIS PRINCIPAL PLACE OF BUSINESS OR, IF HE HAS NO SUCH PLACE OF BUSINESS, HIS PERMANENT RESIDENCE IN ANOTHER CONTRACTING STATE, THE STATE OF REGISTRY MAY, BY AGREEMENT WITH SUCH OTHER STATE, TRANSFER TO IT ALL OR PART OF ITS FUNCTIONS AND DUTIES AS STATE OF REGISTRY IN RESPECT OF THAT AIRCRAFT UNDER ARTICLES 12, 30, 31 AND 32(A). THE STATE OF REGISTRY SHALL BE RELIEVED OF RESPONSIBILITY IN RESPECT OF THE FUNCTIONS AND DUTIES TRANSFERRED.

QUOTE: (B) THE TRANSFER SHALL NOT HAVE EFFECT IN RESPECT OF OTHER CONTRACTING STATES BEFORE THE AGREEMENT BETWEEN STATES IN WHICH IT IS EMBODIED HAS BEEN REGISTERED WITH THE COUNCIL AND
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MADE PUBLIC PURSUANT TO ARTICLE 83 OR BEFORE THE EXISTANCE AND SCOPE OF THE AGREEMENT HAVE BEEN DIRECTLY COMMUNICATED TO THE AUTHORITIES OF THE OTHER CONTRACTING STATE OR STATES CONCERNED BY A STATE PARTY TO THE AGREEMENT.
QUOTE: (C) THE PROVISIONS OF PARAGRAPHS (A) AND (B) ABOVE SHALL ALSO BE APPLICABLE TO CASES COVERED BY ARTICLE 77.
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Message Attributes

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Decaption Note:
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
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